


<i>Application Number</i> 	Application/Control No. 10/777,260	Applicant(s)/Patent Under Reexamination GARBOW, ZACHARY ADAM
	Examiner MELVIN H. POLLACK	Art Unit 2145



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/777,260	02/12/2004	Zachary Adam Garbow	ROC920030353US1	5414
30206	7590	08/29/2008		
IBM CORPORATION ROCHESTER IP LAW DEPT. 917 3605 HIGHWAY 52 NORTH ROCHESTER, MN 55901-7829			EXAMINER POLLACK, MELVIN H	
			ART UNIT 2145	PAPER NUMBER
			MAIL DATE 08/29/2008	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Pre-Interview Communication (For use in the First Action Interview Pilot Program)	Application No. 10/777,260	Applicant(s) GARBOW, ZACHARY ADAM	
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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE **ONE MONTH OR THIRTY (30) DAYS**, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

This time period for reply is NOT extendable under 37 CFR 1.136(a). This communication constitutes notice under 37 CFR 1.136(a)(1)(i).

To avoid abandonment of the application, applicant must, within this time period for reply, file:

- (1) A letter requesting not to have a first-action interview, or
- (2) A completed Applicant Initiated Interview Request Form (PTOL-413A) accompanied by a proposed amendment or arguments.

Inventor participation in the Pre-First Action Interview is encouraged if it would expedite resolution of the application.

Disposition of Claims

- 3) ☒ Claim(s) 1-6 and 13-20 is/are pending in the application.
 3a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 4) ☐ Claim(s) _____ is/are allowed.
- 5) ☒ Claim(s) 1-6, 13-20 is/are rejected.
- 6) ☐ Claim(s) _____ is/are objected to.
- 7) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 8) ☐ The specification is objected to by the Examiner.
- 9) ☐ The drawing(s) filed on 12 February 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 10) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 11) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 a) ☐ All b) ☐ Some * c) ☐ None of:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

*See the attached detailed Office action for a list of the certified copies not received.

Contact Information

Examiner's Telephone Number: (571)272-3887
 Examiner's Typical Work Schedule: 8:00-4:30 M-F
 Supervisor's Name: Jason Cardone
 Supervisor's Telephone Number: (571) 272-3933

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
 Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
 Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

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Notification of Rejection(s) and/or Objection(s)

#	Claim(s)	Reference(s) (if applicable)	Rejection Statutory Basis	Brief Explanation of Rejection
1	13-18		101	Claims 13-15 cite a "signal-bearing medium encoded with instructions," which is considered signals per se, and non-statutory. Claims 16-18 describe a system, further defined in the (see continuation below)
2	1, 4, 6	A	102(e)	Reference A discloses attaching a PDA to a laptop (Paras. 11-16, 19-21) for displaying email or calendar information (Para. 18), such that a mechanism determines what to send to the laptop screen vs. (see continuation)
3	2, 5	A, D	103(a)	The particular data window is considered non-functional data. Reference D teaches the usage of IM and media windows (Paras. 81, 110, 191). It would be obvious not only to try other forms of data (see continuation)
4	3	A, E	103(a)	Similar analysis to that above. Reference E adds calculator function (col. 3, lines 15-25) and similar motivation (col. 1, lines 40-65).
5	13-15	C	102(e)	Reference C teaches a PDA rotatable and detachably connected to computer (Fig. 6, col. 3, line 50 - col. 4, line 45), wherein synchronization is performed (via coordinated memory) and wherein (see continuation below)

Expanded Discussion/Commentary

1		specification of the application (P. 9, line 5 - P. 10, line 20) to include as primary components software-per-se and signal-per-se non-statutory embodiments. Dependent claim 19 corrects the deficiencies of claim 18.
2		the PDA screen (Paras. 24-27, 31-33). Reference A also teaches receiving input at a computer from the input device of the PDA (Paras. 31-33), and synchronization of information (Para. 18).
3		for synchronization, but also to expand PDA functionality (Paras. 9-13).
5		a computer's keyboard controls the PDA (Fig. 5, col. 4, line 45 - col. 5, line 45).
DATE:		

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#	Claim(s)	Reference(s) (if applicable)	Rejection Statutory Basis	Brief Explanation of Rejection
6	16-20	B	102(e)	Reference B teaches integrating a laptop and PDA (Paras. 23-26) such that video displays, synchronizations, and shared inputs are coordinated (Paras. 27-31, 34-36), wherein the PDA is attached by a hinge(see cont. below)

Expanded Discussion/Commentary		
6		for optional simultaneous viewing side-by-side (Paras. 32-33).
DATE: 8/28/2008		/Melvin H Pollack/ Examiner, Art Unit 2145